



General Assembly

Amendment

February Session, 2016

LCO No. 6151



Offered by:

REP. MUSHINSKY, 85th Dist.

REP. WILLIS, 64th Dist.

To: Senate Bill No. 326

File No. 324

Cal. No. 548

(As Amended by Senate Amendment Schedule "A")

***"AN ACT CONCERNING THE INDEMNIFICATION OF LAW
ENFORCEMENT PROFESSIONALS."***

1 Strike section 501 in its entirety and insert the following in lieu
2 thereof:

3 "Sec. 501. Section 22a-6dd of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) Notwithstanding any provision of the general statutes, whenever
6 the [Department of Energy and Environmental Protection]
7 commissioner enters a consent order with a party, [concerning] such
8 consent order may not be modified or revoked without the consent of
9 the party. If the consent order concerns one or more parcels of land
10 and such consent order requires, in whole or in part, the remediation
11 of such land, the requirements and standards for such remediation
12 shall not be modified by the [department] commissioner unless both

13 the [department] commissioner and such party agree to such
14 modification. The commissioner or a party to any consent order may
15 seek declaratory and injunctive relief from the Superior Court to
16 resolve any dispute concerning the terms and conditions of, and
17 compliance with, the consent order. Such declaratory and injunctive
18 relief is in addition to any other administrative or civil remedies
19 allowed by law.

20 (b) The provisions of subsection (a) of this section shall apply to any
21 consent order entered into by the commissioner and a party before, on
22 or after the effective date of this section except any consent order that
23 was the subject of judicial review prior to the effective date of this
24 section. For the purposes of this section, "commissioner" means the
25 Commissioner of Energy and Environmental Protection, or the
26 commissioner's designee."